5266732/2021/OP SEC-TRB01

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Services – Transport Department– Allegation of possession of Assets disproportionate to the known sources of income against Sri Yannam Sudhakar Reddy, Motor Vehicles Inspector, O/o Deputy Transport Commissioner, Guntur - ACB registered Disproportionate Assets case – Remanded to Judicial Custody on 08.07.2016 - Placed under suspension from service w.e.f. 08.07.2016 - Regularisation of suspension period as "not on duty" - Orders - Issued.

TRANSPORT, ROADS & BUILDINGS (VIG-TR) DEPARTMENT

G.O.Rt.No.365 Dated:06.12.2021

Read the following:

1)From the DG, ACB, Hyderabad, Lr Rc.No.97/RCA-NPK/2016, Dated:28.09.2016.

2)From the Transport Commissioner, A.P, Proceedings R.No.2714/ V2/2016, Dated10.08.2016.

3)From the DG, ACB, Vijayawada, Lr Rc.No. 97/RCA-NPK/2016, Dated: 03.04.2018 (Final report).

4) G.O.RT.No.189,T,R&B (VIG-TR[1]) Department, Dated:21-05-2018.

5) Charge Memo No. 2714/V2/2016, Dated:06.02.2019 of TC, Vijayawada.

6)Written Statement of Defence of Sri Y. Sudhakar Reddy, MVI, O/o. DTC, Nellore, Dated: 22.10.2019.

7)G.O.Rt No.375, TR&B (VIG-TR)Department, Dated: 26.11.2020.

8)From the Transport Commissioner, AP, Vijayawada Lr No. 2714/V2 /2016, Dated:16.04.2021 along with the representation of Sri Y. Sudhakar Reddy, the then MVI, Dated 30.11.2020.

*****

ORDER:

The Director General, ACB, Hyderabad in his letter (Preliminary report) 1st read above, has informed that the ACB officials have registered a case in Crl.No.04/RCA-OGL/2016, u/s 13(2) R/W 13(1) (e) of P.C Act, 1988, on 05.17.2016 against Sri Yannam Sudhakar Reddy, Motor Vehicle Inspector, O/o Deputy Transport Commissioner, as he was in possession of assets disproportionate to the known sources of his income. The Accused Officer had remanded to Judicial custody from 07.07.2016 to 23.07.2016. The Transport Commissioner has placed the Accused Officer under deemed suspension w.e.f. 8.07.2016 i.e., date of his detention, vide reference 2nd read above. Later, in the G.O 4th read above, the suspension of Charged Officer has been revoked and re-instated into service based on the review meeting of suspension cases held on 11.04.2018.

2. In the reference 3rd read above, the Director General, Anti Corruption Bureau has requested to initiate departmental action for major penalty for abusing official position and had acquired assets disproportionate to the known sources of his income to the tune of Rs.41,60,569/- (20.77%) during the check period from 09.03.1994 to 08.07.2016 and Charged Officer has not fled Annual Property Returns during his service from 2006 to 2015 and also failed to obtain permissions for acquiring immovable properties held in the name of his wife & daughter and further Accused Officer involved in money lending and also allowed his wife to involve in business activities without obtaining permission from the competent authority; that the Accused Officer has violated rule 9 (1) R/w 3(1) (2) and in contravention of Rule 8 R/w 3(1) (2) and also Rule 10 (1-A) of APCS (Conduct) Rules, 1964.

(P.T.O)

3. The Transport Commissioner, A.P., Vijayawada has initiated departmental action by framing Article of charges vide charge memo 5th read above. The Charged Officer has submitted Written Statement of Defence vide reference 6th read above.

4. Government have observed that the deviation of disproportionate assets as identified by ACB is 20.77%; that when the variation is up to 20%, generally action is not taken vide Govt memo No. 623/Spl.C/2008-2, Dated:15.10.2008; that the variation is marginally high at 20.77% in this case. Therefore, the Government have satisfied with the written statement of defence of Charged Officer and dropped further action against Sri Yannam Sudhakar Reddy, the then Motor Vehicle Inspector, O/o. the Deputy Transport Commissioner, Guntur, Guntur District vide G.O. 7th read above.

5. Sri Y. Sudhakar Reddy, the then Motor Vehicle Inspector, O/o the Deputy Transport Commissioner, Guntur, Guntur District, has submitted a representation for regularization of suspension period from 8.07.2016 to 11.06.2018 (704 days) in result of dropping the disciplinary case. In the reference 8th read above, while forwarding the representation of individual the Transport Commissioner, Andhra Pradesh, Vijayawada has requested the Government to take necessary action in the matter.

6. Government have examined the representation of Sri Y.Sudhakar Reddy, the then Motor Vehicle Inspector, O/o. the Deputy Transport Commissioner , Guntur, Guntur District and decided to regularize the suspension period from 01.08.2005 to 23.06.2007 under FR 54- B (5) as "not on duty" and the said period may be converted into leave of any kind due and admissible to the Government servant, if he so desires under FR 54- B (7).

7. Accordingly, Government hereby regularize the suspension period from 01.08.2005 to 23.06.2007 in respect of Sri Y.Sudhakar Reddy, the then Motor Vehicle Inspector, O/o. the Deputy Transport Commissioner, Guntur, Guntur District as "not on duty" under FR 54-B (5) and the said period shall be converted into leave of any kind due and admissible to the Government servant, if he so desires under FR 54-B (7).

8. The Transport Commissioner, Andhra Pradesh, Vijayawada shall take necessary further action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

M T KRISHNA BABU
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri Yannam Sudhakar Reddy, Motor Vehicles Inspector, O/o Deputy Transport Commissioner, Guntur THROUGH the Transport Commissioner, Andhra Pradesh, Vijayawada.
The Transport Commissioner, Andhra Pradesh, Vijayawada.
Copy to:
The Director General, Anti Corruption Bureau, Andhra Pradesh, Vijayawada.
The Secretary to Vigilance Commissioner, APVC, Velagapudi.
The PS to Hon'ble M(T).
The PS to Prl. Secy to CM.
SF/SC.

// FORWARDED BY OEDER//

SECTION OFFICER